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APPENDIX.

AN ACT

TO CORRECT ERRORS AND SUPPLY OMISSIONS

IN THE

REVISED STATUTES OF THE UNITED STATES.

APPENDIX.

An Act to correct errors and to supply omissions in the Revised Statutes of the United States.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of correcting errors and supplying omissions in the act entitled "An act to revise and consolidate the statutes of the United States in force on the first day of December, anno Domini one thousand eight hundred and seventy-three," so as to make the same truly express such laws, the following amendments are hereby made therein:

Section sixty-five is amended by striking out the whole section and inserting the following: "The Secretary of the Senate and Clerk of the House of Representatives shall annually advertise, once a week for at least four weeks, in one or more of the principal papers published in the District of Columbia, for sealed proposals for supplying the Senate and House of Representatives, respectively, during the next session of Congress with the necessary stationery." Sec. 65, R. S., 13.

Section sixty-seven is amended by striking out the whole section and inserting the following: "All such proposals shall be kept sealed until the day specified in such advertisement for opening the same, when the same shall be opened in the presence of at least two persons, and the contract shall be given to the lowest bidder, provided he shall give satisfactory security to perform the same, under a forfeiture not exceeding double the contract price in case of failure; and in case the lowest bidder shall fail to enter into such contract and give such security, within a time to be fixed in such advertisement, then the contract shall be given to the next lowest bidder, who shall enter into such contract, and give such security. And in case of failure by the person entering into such contract to perform the same, he and his sureties shall be liable for the forfeiture specified in such contract, as liquidated damages, to be sued for in the name of the United States." Sec. 67, R. S., 13.

Section seventy-four is struck out. Sec. 74, R. S., 14.

Section seventy-nine is amended by striking out, in the second line, the words "no money shall be paid from the Treasury for," and adding, at the end of the section, the words "shall cease." Sec. 79, R. S., 14.

Section two hundred and thirty-nine is amended by striking out, of seventh line, the words "assessors and assistant assessors." Sec. 239, R. S., 39.

Section two hundred and eighty-four is amended by striking out, in the fourth line, the word "purser", and inserting "paymaster." Sec. 284, R. S., 47.

Chapter four of title seven is amended by adding, after section three hundred, the following sections: Title VII, ch. 4, R. S., 49.

SEC. 300. A. "All claims of loyal citizens in States not in rebellion, for quartermaster's stores actually furnished to the Army of the United States, and receipted for by the proper officer receiving the same, or which may have been taken by such officers without giving such receipt, may be submitted to the Quartermaster-General of the United States, accompanied with such proofs as each claimant can present of the facts in his case; and it shall be the duty of the Quartermaster-General to cause such claim to be examined, and if convinced that it is just, and of the loyalty of the claimant, and that the stores have been actually received or taken for the use of, and used by the Army, then to report

each case to the Third Auditor of the Treasury, with a recommendation for settlement.

Title vii, ch. 4, R. S., 49.

SEC. 300. B. All claims of loyal citizens in States not in rebellion for subsistence actually furnished to the Army and receipted for by the proper officer receiving the same, or which may have been taken by such officers without giving such receipt, may be submitted to the Commissary-General of Subsistence, accompanied by such proof as each claimant may have to offer; and it shall be the duty of the Commissary-General of Subsistence to cause each claim to be examined, and if convinced that it is just, and of the loyalty of the claimant, and that the stores have actually been received, or taken for the use of, and used by the Army, then to report each case for payment to the Third Auditor of the Treasury with a recommendation for settlement.

The provisions of the above two sections shall extend to the State of Tennessee, and to the counties of Berkeley and Jefferson in the State of West Virginia. But the provisions of the above two sections shall not authorize the payment of claims for the occupation of, or injury to, real estate in any State declared in insurrection during the rebellion."

Sec. 330, R. S., 54.

Section three hundred and thirty is amended by adding thereto the following: "A description of the seal, with an impression thereof, and a certificate of approval by the Secretary of the Treasury, shall be filed in the Office of the Secretary of State."

Sec. 333, R. S., 54.

Section three hundred and thirty-three is amended by inserting, after the word "Congress", in the second line, the words "at the commencement of its session."

Sec. 453, R. S., 76.

Section four hundred and fifty-three is amended by striking out in the fifth line the word "agents", and inserting the word "grants".

Sec. 541, R. S., 90.

Section five hundred and forty-one is amended by inserting, in the fourth line, after the word "north", the words "and west."

Sec. 563, R. S., 94.

Section five hundred and sixty-three is amended by adding to paragraph eight the following words: "And shall have original and exclusive cognizance of all prizes brought into the United States, except as provided in paragraph six of section six hundred and twenty-nine."

Ibid., p. 95.

Also, by striking out of line two, of the ninth paragraph, the words "seventy-six", and inserting the word "eight."

Sec. 590, R. S., 103.

Section five hundred and ninety is amended by striking out, in the first line, the word "circuit", and inserting the word "district."

Sec. 629, R. S., 111.

Section six hundred and twenty-nine is amended by striking out, in the first line of paragraph eleven, the words "or against".

Sec. 709, R. S., 132.

Section seven hundred and nine is amended by striking out all after the words "United States," in sixteenth line, to the end of the first paragraph.

Ibid., p. 132.

Also, by striking out the word "re-affirm," in the first line of the second paragraph.

Sec. 711, R. S., 135.

Section seven hundred and eleven is amended by striking out the eighth paragraph.

Sec. 735, R. S., 139.

Section seven hundred and thirty-five is amended by stiking out of the second line the words "as prize".

Sec. 846, R. S., 159

Section eight hundred and forty-six is amended by adding thereto as follows: "That where the ministerial officers of the United States have or shall incur extraordinary expense in executing the laws thereof, the payment of which is not specifically provided for, the President of the United States is authorized to allow the payment thereof under the special taxation of the district or circuit court of the district in which the said services have been or shall be rendered, to be paid from the appropriation for defraying the expenses of the judiciary."

Sec. 1007, R. S., 188.

Section one thousand and seven is amended by striking out, in the last line, the words, "the said term of sixty", and inserting the word "ten".

Sec. 1011, R. S., 188.

Section one thousand and eleven is amended by striking out, in the second line, the word "and", and inserting the word "any."

Section one thousand and fifty-nine is amended by adding to the fourth paragraph the following additional proviso: "*Provided also*, That the jurisdiction of the Court of Claims shall not extend to any claim against the United States growing out of the destruction or appropriation of, or damage to, property by the Army or Navy engaged in the suppression of the rebellion." Sec. 1059, R. S., 196.

Section one thousand three hundred and forty-two is amended by striking out, in the third line of the thirty-eighth article, the word "corporal"; and also, by adding to said article thirty-eighth, the following words: "No court-martial shall sentence any soldier to be branded, marked, or tattooed". Sec. 1342, R. S., 232.

The same section is also amended, in the third line of article eighty-two, by striking out the words, "ninety-five", and inserting the word "eighty." Sec. 1342, R. S., 237.

Section one thousand eight hundred and forty-two is amended by adding thereto the following proviso: "*Provided*, That so much of this section as provides for making any bill passed by the legislative assembly of a Territory a law, without the approval of the governor, shall not apply to the Territories of Utah and Arizona." Sec. 1842, R. S., 327.

Section two thousand one hundred and forty-six is amended by adding, at the end of the first line, the following words: "crimes committed by one Indian against the person or property of another Indian, nor to." Sec. 2146, R. S., 376.

Section two thousand one hundred and sixty-nine is amended by inserting, in the first line, after the word "alien", the words "being free white persons, and to aliens." Sec. 2169, R. S., 382.

Section two thousand five hundred and four is amended by inserting the word "not" before the word "exceeding", in the second line from top of page four hundred and sixty-five. Sec. 2504, R. S., 465.

Section two thousand five hundred and twenty-seven is amended by inserting, in the third line of the ninth paragraph, after the word "ninety", the word "nine". Sec. 2527, R. S., 500.

Section two thousand five hundred and thirty-one is amended by inserting, in the fifth line of the first paragraph, after the word "county," the words "as the same existed". Sec. 2531, R. S., 501.

Section two thousand seven hundred and eleven is struck out; the ports of Pacific City and Milwaukee having been abolished. Sec. 2711, R. S., 534.

Section two thousand seven hundred and thirty is amended by inserting, at the end of the first line, the word "Pittsburgh." Sec. 2730, R. S., 536.

Section two thousand eight hundred and sixty-four is amended by inserting, in the last line, after the word "merchandise, the words "or the value thereof." Sec. 2864, R. S., 557.

Section two thousand nine hundred and ninety-seven is amended by inserting, in the tenth line, after the word "Alabama", the words "Detroit in Michigan." Sec. 2997, R. S., 580.

Section three thousand and one hundred is amended by transposing lines nine and ten. Sec. 3100, R. S., 598.

Section three thousand one hundred and fifty-eight is amended by inserting, in the fourteenth line, the word "two" before the word "hundred", where it first occurs. Sec. 3158, R. S., 608.

Section three thousand one hundred and eighty-one is amended by striking out, in the fourth line, the word "last", and inserting the word "list". Sec. 3181, R. S., 614.

Section three thousand two hundred and thirty-eight is amended by striking out, in the fifth line, the word "thirteen", and inserting "twelve". Sec. 3233, R. S., 624.

Section three thousand two hundred and forty-four is amended by striking out, in the last clause of the third paragraph, the word "section", and inserting the word "proviso". Sec. 3244, R. S., 626.

Section three thousand two hundred and ninety-nine is amended by striking out, in the second line, the word "distilling", and inserting "distillery". Sec. 3299, R. S., 642.

Section three thousand four hundred and seventeen is amended by Sec. 3417, R. S., 675.

inserting, in the fourth line, after the word "twelve", the words "thirty-four hundred and thirteen".

Sec. 3420, R. S., 675. Section three thousand four hundred and twenty-two is amended by inserting, after the word "issued", in the twenty-seventh line, the following: "*And provided further*, That where it shall appear to said collector, upon oath or otherwise, to his satisfaction, that any such instrument has not been duly stamped at the time of making or issuing the same, by reason of accident, mistake, inadvertence, or urgent necessity, and without any willful design to defraud the United States of the stamps, or to evade or delay the payment thereof, then, and in such case, if such instrument, or, if the original be lost, a copy thereof, duly certified by the officer having charge of any records in which such original is required to be recorded, or otherwise duly proven to the satisfaction of the collector, shall, within twelve calendar months after the making or issuing thereof, be brought to the said collector of revenue to be stamped, and the stamp-tax chargeable thereon shall be paid, it shall be lawful for the said collector to remit the penalty aforesaid, and to cause such instrument to be duly stamped".

Sec. 3561, R. S., 707. Section three thousand five hundred and sixty-one is amended by striking out, in the second line, the word "officers," and inserting "offices".

Sec. 3689, R. S., 732. Section three thousand six hundred and eighty-nine is amended by striking out the word "asylum" wherever it occurs, in the second paragraph, on page seven hundred and thirty-two, and inserting in lieu thereof the word "home".

Sec. 3798, R. S., 751. Section three thousand seven hundred and ninety-eight is amended by striking out, in lines third and fourth of the fifth paragraph, the words "Special Commissioner of the Revenue", and inserting the words "Chief of the Bureau of Statistics".

Sec. 3811, R. S., 752. Section three thousand eight hundred and eleven is amended by striking out "Secretary of the Treasury", and inserting "Comptroller of the Currency"; also, by adding, after the word "banks", in the second line, the words "and banks under State and territorial laws".

Sec. 3856, R. S., 758. Section three thousand eight hundred and fifty-six is amended by striking out, in the sixth line, the word "crease", and inserting "increase".

Sec. 3994, R. S., 776. Section three thousand nine hundred and ninety-four is amended by striking out, in the last line, the word "affecting", and inserting the word "effecting".

Sec. 4037, R. S., 783. Section four thousand and thirty-seven is amended by inserting, in the second line, before the word "paid", the word "be".

Sec. 4250, R. S., 825. Section four thousand two hundred and fifty is amended by striking out, in line seven, "nineteenth", and inserting "ninth".

Sec. 4289, R. S., 833. Section four thousand two hundred and eighty-nine is amended by striking out, in the first line, the words "this title", and inserting the words "the seven preceding sections".

Sec. 4347, R. S., 844. Section four thousand three hundred and forty-seven is amended by striking out, at the end of the thirty-third line, the word "no", and inserting the word "on".

Sec. 4360, R. S., 848. Section four thousand three hundred and sixty is amended by inserting, in the third line, after the word "manifest", the word "and".

Sec. 4601, R. S., 898. Section four thousand six hundred and one is amended by striking out, in the fifth line, the word "persecuting," and inserting the word "prosecuting".

Sec. 5029, R. S., 978. Section five thousand and twenty-nine is amended by striking out, in the third line, the word "hereinbefore", and inserting the word "hereinafter".

Sec. 5054, R. S., 982. Section five thousand and fifty-four is amended by adding the following words: "And the record of such assignment, or a duly-certified copy thereof, shall be evidence thereof in all courts".

Sec. 5124, R. S., 995. Section five thousand one hundred and twenty-four is amended by

striking out, in the second line of the sixth paragraph, the word "act", and inserting the word "title".

Section five thousand one hundred and twenty-nine is amended by striking out, in the ninth line, the word "act", and inserting the word "title". Sec. 5129, R. S., 997.

Section five thousand one hundred and eighty-three is amended by inserting, after the word "issue", in the second line, the words "post notes or." Sec. 5183, R. S., 1008.

Section five thousand one hundred and ninety-eight is amended by adding thereto the following: "That suits, actions, and proceedings against any association under this title may be had in any circuit, district, or territorial court of the United States held within the district in which such association may be established, or in any State, county, or municipal court in the county or city in which said association is located having jurisdiction in similar cases". Sec. 5198, R. S., 1012.

Section five thousand two hundred and twenty-four is amended by adding thereto the following: "And if any such bank shall fail to make the deposit and take up its bonds for thirty days after the expiration of the time specified, the Comptroller of the Currency shall have power to sell the bonds pledged for the circulation of said bank, at public auction in New York City, and, after providing for the redemption and cancellation of said circulation and the necessary expenses of the sale, to pay over any balance remaining to the bank or its legal representative". Sec. 5224, R. S., 1016.

Section five thousand two hundred and twenty-eight is amended by striking out, in the third line, the words "of forfeiture of the bonds", and inserting the word "thereof". Sec. 5228, R. S., 1017.

Section five thousand two hundred and eighty-seven is amended by inserting, as the first sentence thereof, the following words: "The district courts shall take cognizance of all complaints, by whomsoever instituted, in cases of captures made within the waters of the United States, or within a marine league of the coasts or shores thereof."

Section five thousand four hundred and thirteen is amended by inserting, in the third line, after the word "national", the word "bank". Sec. 5287, R. S., 1030.

Section five thousand four hundred and fifty-two, after the word "principal", in the second line, place a comma. Sec. 5413, R. S., 1054.

Section five thousand five hundred and four is amended by striking out, in the fourth line, the word "and", and also, by striking out, in the same line, the word "of", where it first occurs. Sec. 5452, R. S., 1062.

Section five thousand five hundred and fifteen is amended by striking out, in the last line, the word "ten", and inserting the word "eleven". Sec. 5504, R. S., 1072.

SEC. 2. That the Secretary of State is directed, if practicable, to cause this act to be printed and bound in the volume of the Revised Statutes of the United States. Sec. 5515, R. S., 1075.

Approved, February 18, 1875.

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